

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

PHILIP S. AURECCHIONE,

Plaintiff,

-against-

SHERIFF LOUIS FALCO III OF THE
ROCKLAND COUNTY SHERIFF'S
DEPARTMENT (OFFICIAL CAPACITY);
DISTRICT ATTORNEY TOM WALSH OF THE
ROCKLAND COUNTY DISTRICT
ATTORNEY'S OFFICE (OFFICIAL
CAPACITY); DEFENDANT OFFICERS
SEAMUS LYONS, KERRI KRALIK, MARK
COLON, JAMES VANCURA, AND INV.
BUDNICK OF THE ROCKLAND COUNTY
SHERIFF'S DEPARTMENT (OFFICIAL
AND INDIVIDUAL CAPACITY); ACTING
COMMISSIONER ANTHONY J. ANNUCCI
NEW YORK STATE DEPARTMENT OF
CORRECTIONS AND COMMUNITY
SUPERVISION (OFFICIAL CAPACITY);
PAROLE OFFICERS DIEDRE RYAN AND
LYNN JOHNSON-RICHARDSON (OFFICIAL
CAPACITY AND INDIVIDUAL CAPACITY),

Defendants.

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
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DATE FILED: 12/18/2023

22-CV-4538 (NSR)

ORDER

NELSON S. ROMÁN, United States District Judge:

The Court is in receipt of the attached letters from counsel for Defendants Anthony J. Annucci, Diedre Ryan, and Lynn Johnson-Richardson, dated December 8, 2023, and counsel for Plaintiff, dated December 14, 2023, seeking to remove Defendant Annucci from the matter and strike his name from the case caption. (ECF Nos. 98, 103.) The Court dismissed all claims against Defendant Annucci in Plaintiff's Second Amended Complaint, and Plaintiff has not stated additional claims against him in Plaintiff's Third Amended Complaint. (*See* ECF Nos. 88, 89.)

Accordingly, it is hereby ordered that Anthony J. Annucci be terminated as a Defendant and be removed from the caption as a Defendant in this the matter. The caption shall read as follows:

PHILIP S. AURECCHIONE,

Plaintiff,

-against-

SHERIFF LOUIS FALCO III OF THE
ROCKLAND COUNTY SHERIFF'S
DEPARTMENT (OFFICIAL CAPACITY);
DISTRICT ATTORNEY TOM WALSH OF THE
ROCKLAND COUNTY DISTRICT
ATTORNEY'S OFFICE (OFFICIAL
CAPACITY); DEFENDANT OFFICERS
SEAMUS LYONS, KERRI KRALIK, MARK
COLON, JAMES VANCURA, AND INV.
BUDNICK OF THE ROCKLAND COUNTY
SHERIFF'S DEPARTMENT (OFFICIAL
AND INDIVIDUAL CAPACITY); PAROLE
OFFICERS DIEDRE RYAN AND LYNN
JOHNSON-RICHARDSON (OFFICIAL
CAPACITY AND INDIVIDUAL CAPACITY),

Defendants.

22-CV-4538 (NSR)

ORDER

SO ORDERED.

Dated: December 18, 2023
White Plains, New York



Nelson S. Román, U.S.D.J.